PETITION FOR WRIT OF HABEAS CORPUS

(28 U.S.C. § 2241)

UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF TEXAS

ABILENE DIVISION

YASMANI GUETE-HERNANDEZ,

A# [redacted],

Petitioner,

v.

WARDEN, BLUEBONNET DETENTION FACILITY,

Respondent.

Civil Action No.: _____

PETITION FOR WRIT OF HABEAS CORPUS UNDER 28 U.S.C. § 2241

Petitioner Yasmani Guete-Hernandez ("Petitioner"), by and through his Next Friend, Aldorys Jimenez Gil, respectfully petitions this Court for a Writ of Habeas Corpus pursuant to 28 U.S.C. § 2241 and states as follows:

I. JURISDICTION AND VENUE

1. This Court has jurisdiction under 28 U.S.C. § 2241 because Petitioner is in federal custody and challenges the legality and constitutionality of his detention by U.S. Immigration and Customs Enforcement ("ICE").
2. Venue is proper in this Court because Petitioner is detained at Bluebonnet Detention Facility, located in Anson, Jones County, Texas, within the Northern District of Texas, Abilene Division, and the immediate custodian is subject to this Court's jurisdiction.

II. PARTIES

3. Petitioner: Yasmani Guete-Hernandez, A# [redacted], a native and citizen of Cuba, currently detained at Bluebonnet Detention Facility.
4. Next Friend: Aldorys Jimenez Gil, DOB [redacted], spouse of Petitioner and mother of his minor child, residing at [redacted] Odessa, Texas 79763.
5. Respondent: Warden, Bluebonnet Detention Facility, the official with day-to-day custody over Petitioner.

II. STATEMENT OF FACTS

6. Petitioner is a commercial truck driver and was lawfully employed at the time of his detention.
7. On February 16, 2026, Petitioner was operating his commercial truck when he was stopped under the pretext of a routine Department of Transportation (DOT) inspection.
8. During this stop, and without any lawful basis related to immigration enforcement, DOT officials contacted ICE.
9. ICE detained Petitioner without a judicial warrant, without probable cause, and without any individualized, articulable facts justifying a civil immigration arrest.
10. Petitioner was not committing any criminal offense at the time of the stop.
11. The stop and subsequent detention were arbitrary, pretextual, and constituted an unreasonable seizure in violation of the Fourth Amendment.
12. Since February 16, 2026, Petitioner has remained in ICE custody at Bluebonnet Detention Facility.
13. Petitioner's continued detention has caused severe hardship to his spouse and minor child, including emotional distress and financial instability.
14. Petitioner remains detained without meaningful judicial review and without a constitutionally adequate bond hearing.

IV. CLAIMS FOR RELIEF

COUNT I – UNLAWFUL SEIZURE (FOURTH AMENDMENT)

15. The Fourth Amendment protects against unreasonable searches and seizures.
16. Petitioner's arrest and detention resulted from a pretextual DOT stop and an ICE arrest conducted without a warrant or probable cause.
17. Petitioner's detention therefore violates the Fourth Amendment.

COUNT II – VIOLATION OF DUE PROCESS (FIFTH AMENDMENT)

18. Civil immigration detention must comply with due process requirements.
19. Petitioner's prolonged detention without an individualized bond hearing violates the Due Process Clause of the Fifth Amendment.

COUNT III – UNLAWFUL AND EXCESSIVE CIVIL DETENTION

20. Whether Petitioner is detained under 8 U.S.C. § 1226 or § 1231, due process requires detention to remain reasonably related to its purpose and subject to meaningful review.
21. Continued detention without release or a bond hearing is unconstitutional.

V. REQUEST FOR RELIEF

Petitioner respectfully requests that this Court:

A. Issue a Writ of Habeas Corpus and order Petitioner's immediate release; or

B. In the alternative, order a prompt individualized bond hearing within seven (7) days, at which the Government bears the burden of proof by clear and convincing evidence;

C. Issue an order preserving this Court's jurisdiction and preventing transfer of Petitioner outside this District;

D. Grant any other relief the Court deems just and proper.

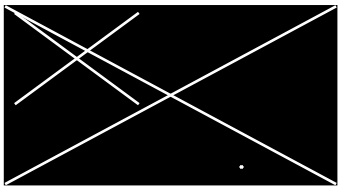
VI. VERIFICATION

I, Aldorys Jimenez Gil, declare under penalty of perjury that I am the spouse of Petitioner and act as his Next Friend. The facts stated herein are true and correct to the best of my knowledge.

Executed on February 20, 2026.

Aldorys Jimenez Gil

Next Friend for Petitioner



Email: [redacted]gmail.com